

IDAHO BARBER AND COSMETOLOGY SERVICES LICENSING BOARD
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 7/6/2020

BOARD MEMBERS PRESENT: Debra J Thompson - Chair
Merrilyn Cleland
Geneal Thompson
Thomas E Grimsman
Wendy S Rucker
Brian Porter
Lindy High

DIVISION STAFF: Dawn Hall, Deputy Division Administrator
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Rob McQuade, Legal Counsel
Eric Nelson, Board Prosecutor
Allegra Earl, Board Specialist

OTHERS PRESENT: Barbara DeHaan, Northwest Career Colleges Idaho
Dr. Marcy Ceranek, Milan Institute of Cosmetology
Sarah Ward, Boise Barber College
Ty Walker, Emma Long, Larisse and Kevin
Heebner, Paul Mitchell Rexburg
Linda Mottishaw, Elevate Salon Institute
Margarita Castellanos, The Salon
Professionals
Kris Ellis and Lance Giles, Eiguren Ellis Public
Policy Firm
Tyler Price, Austin Kade Academy

The meeting was called to order at 8:02 AM MDT by Debra J Thompson.

APPROVAL OF MINUTES

Ms. High made a motion to approve the minutes of 03/16/2020, 04/06/2020, 05/11/2020 and 06/01/2020. It was seconded by Mr. Grimsman. Motion carried.

DISCIPLINE

Ms. Peel presented Stipulation and Consent Orders in case numbers: BCB-2020-104; BCB-2020-128/129; BCB-2020-145; BCB-220-185/188; BCB-189/190; and

BCB-2020-194. Ms. Rucker made a motion to approve the Consent Orders and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Cleland. Motion carried.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

Ms. Peel presented a Finding of Facts, Conclusions of Law and Final Order in case number BCB-2020-124/125. Ms. Rucker made a motion to approve the Findings of Fact, Conclusions of Law and Final Order and authorize the Board chair to sign on behalf of the Board. It was seconded by Ms. Cleland. Motion carried.

DISCIPLINE

Ms. Peel presented a Settlement Order in case number BCB-2020-203. Ms. Rucker made a motion to approve the Settlement Order and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Cleland. Motion carried.

The Board discussed the fine schedule for disciplinary matters. The Board took no action.

DIVISION BUSINESS

NEGOTIATED RULEMAKING

Mr. McQuade presented the Board with the updated rules, including the addition of an application fee; updating the qualifications for licensure; and defining the length of the apprenticeship programs.

There was some discussion regarding distance learning. Ms. Long, Paul Mitchell the School Rexburg, shared with the Board how distance learning is working in the schools in other states.

Ms. Cleland made a motion to have correspondence go out to all schools requesting information on how they would implement distance learning in their school. It was seconded by Ms. Rucker. Motion carried.

BOARD BUSINESS

NATIONAL INTERSTATE COUNCIL OF STATE BOARDS OF COSMETOLOGY(NIC) DUES

Ms. High made a motion to direct the Division to pay the membership dues to the National Interstate Council of State Boards of Cosmetology. It was seconded by Ms. Rucker. Motion carried.

APPRENTICESHIP DISCUSSION

Ms. Earl stated that under current law and rule, the supervising licensee that is part of an apprenticeship program has to be under the same licensed establishment. She asked if it was okay for the supervising licensee be a contiguous as long as they are within the same physical shop and able to supervise the apprentice.

Ms. Cleland made a motion to that would allow the additional supervising licensee to be a contiguous shop license holder as long as they were within the same physical shop where the apprenticeship was taking place. It was seconded by Mr. Grimsman. Motion carried.

BOARD ELECTIONS

Ms. Cleland made a motion to elect Debra Thompson as Board chair and Thomas Grimsman as vice chair. It was seconded by Ms. High. Motion carried.

CORRESPONDENCE

The Board reviewed correspondence from Northwest Career Colleges Idaho (NCCI) regarding their support of allowing distance learning. The Board requested that Ms. Earl send a letter letting NCCI know that distance learning is part of the rules discussion, and to ask how they would go about implementing distance learning in Idaho.

The Board reviewed correspondence from National Interstate Council of State Boards of Cosmetology (NIC) regarding a virtual conference due to COVID-19. The Board took no action.

The Board reviewed correspondence from Mr. Ulsh regarding administering the practical examinations. The Board took no action.

The Board reviewed correspondence regarding hours being sold in California. The Board took no action.

EXECUTIVE SESSION

Ms. Cleland made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of a licensee to retain a license or registration and the fitness of an applicant to be granted a license or registration. It was seconded by Ms. Rucker. The vote was: Ms. D Thompson, aye; Mr. Grimsman, aye; Ms. Cleland, aye; Ms. G Thompson, aye; Mr. Porter, aye; Ms. Rucker, aye; and Ms. High, aye. Motion carried.

Ms. Rucker made a motion to come out of executive session. It was seconded by Ms. G Thompson. Motion carried.

APPLICATIONS

Ms. Cleland made a motion to approve the following for licensure:

DOAN TRAM THI MAI	NT-277168
NGUYEN DIEM THI	RC-277034
OPPIO ALISON	EST-277167
TRAN PHUONG NHU	CAPR-276976
WHEELER RACHEL	RC-277073

It was seconded by Ms. Rucker. Motion carried.

Ms. Cleland made a motion to deny the following based on Idaho Rule 550.03 (d):

TRAN TYLOR

It was seconded by Ms. Rucker. Motion carried.

Ms. Cleland made a motion to deny the following based on not meeting the qualifications listed in Idaho Code § 54-5810 (3):

BUTLER LYNAE

It was seconded by Mr. Grimsman. Motion carried.

Ms. Cleland made a motion to approve the following pending receipt of additional information:

901037434
901043818
901140718
901070245
901173155
901175056
901175684
901175684
901175684

It was seconded by Mr. Grimsman. Motion carried.

Ms. Cleland made a motion to accept the changes to the curriculum and catalog request from Vogue Beauty School. It was seconded by Ms. G Thompson. Motion carried.

NEXT MEETING is scheduled for August 10, 2020 at 8:00 AM MDT.

ADJOURNMENT

Ms. Rucker made a motion to adjourn the meeting at 10:21 AM MDT. It was seconded by Ms. Cleland. Motion carried.

Debra J Thompson, Chair